

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**In re application of:** Bauer et al.

**Application No.** 10/686,548

**Filed:** October 14, 2003

**Confirmation No.** 3478

**For:** POSITIVE DETECTION LATERAL-FLOW  
APPARATUS AND METHOD FOR  
SMALL AND LARGE ANALYTES

**FILED VIA EFS:**  
April 28, 2008

**Examiner:** Gary W. Counts

**Art Unit:** 1641

**Attorney Reference No.** 7772-66637-01

**FILED VIA EFS**

Commissioner for Patents

**NOTICE OF APPEAL FROM THE EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Applicants hereby appeal to the Board from the decision of Examiner Gary W. Counts mailed 11/26/2007, finally rejecting claims 1,2,4-21,31,35-45,47,49 and 75-83.

Applicants apply for an extension of time for two months. If an additional extension of time is required please consider this a petition therefor.

The \$255.00 fee per 37 C.F.R. § 1.17 (b) for filing this Notice of Appeal and the \$230.00 fee for the two-month extension of time is paid herewith upon filing this Notice of Appeal via EFS.

Please charge any additional fees that may be required in connection with filing this Notice of Appeal and extension of time, or credit any overpayment, to Deposit Account No. 02-4550.

Respectfully submitted,

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